



PUBLIC NOTICE

Federal Communications Commission
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DA 00-575
Released: March 15, 2000

**COMMON CARRIER BUREAU SEEKS COMMENT ON THE PUBLIC
SERVICE COMMISSION OF KENTUCKY'S PETITION FOR
DELEGATION OF ADDITIONAL AUTHORITY TO IMPLEMENT
NUMBER CONSERVATION MEASURES**

CC DOCKET: 96-98

NSD File No. L-00-08

Pleading Cycle Established

COMMENTS: April 14, 2000

REPLY COMMENTS: April 28, 2000

On September 28, 1998, the Federal Communications Commission ("Commission") released an order in the matter of a Petition for Declaratory Ruling and Request for Expedited Action on the July 15, 1997 Order of the Pennsylvania Public Utility Commission Regarding Area Codes 412, 610, 215, and 717, and Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, *Memorandum Opinion and Order and Order on Reconsideration*, FCC 98-224, CC Docket No. 96-98, NSD File No. L-97-42 (rel. September 28, 1998) ("Pennsylvania Numbering Order"). The Pennsylvania Numbering Order delegated additional authority to state public utility commissions to order NXX code rationing in jeopardy situations and encouraged state commissions to seek further limited delegations of authority to implement other innovative number conservation methods.

On January 25, 2000, the Public Service Commission of Kentucky (Petitioner) filed a petition requesting additional delegated authority pertaining to number conservation measures in the State of Kentucky. The Petitioner specifically requests authority to: (1) enforce number assignment standards, including the reclamation of NXX codes, and thousand-number blocks within those codes; (2) implement mandatory thousands-block number assignments within Local Number Portability capable areas; (3) establish fill rates for growth codes that must be met before carriers may acquire additional codes; (4) require sequential number assignments by carriers; (5) require the submission by carriers of number utilization and forecast information; (6) audit carriers' use of numbering resources; and (7) accomplish other tasks necessary to perform the functions enumerated above.

Petitioner states that it will use this additional authority to prolong the lives of the 270, 502, 606, and 859 area codes, and thus delay the necessity to provide additional area code relief within the State of Kentucky.

We hereby seek comment on the issues raised in Petitioner's request for delegation of additional authority to implement the above number conservation measures. A copy of the petition will be available during regular business hours at the FCC Reference Center, Portals II, 445 12th Street, S.W., Suite CY-A257, Washington, D.C. 20554, (202) 418-0270. Interested parties may file comments concerning this matter on or before **April 14, 2000**, and reply comments on or before **April 28, 2000**. All filings must reference **File No. NSD-L-00-08 and CC Docket 96-98**. Send original and four copies to the Commission Secretary, Magalie Roman Salas, Portals II, 445 12th Street, SW, Suite TW-A325, Washington, D.C. 20554 and two copies to Al McCloud, Network Services Division, Portals II, 445 12th Street, S.W., Room 6A-320, Washington, D.C. 20554.

Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. If using this method, please reference **CC Docket No. 96-98** in the Proceeding block. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, postal service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, including "get form <your e-mail address>" in the body of the message. A sample form and directions will be sent in reply. After filing your comments electronically, please send an e-mail to Al McCloud, amccloud@fcc.gov, indicating that comments have been filed.

This is a "permit but disclose" proceeding for purposes of the Commission's *ex parte* rules. See generally 47 C.F.R. §§ 1.1200-1.1216. As a "permit but disclose" proceeding, *ex parte* presentations will be governed by the procedures set forth in Section 1.1206 of the Commission's rules applicable to non-restricted proceedings. 47 C.F.R. § 1.1206.

Parties making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must contain a summary of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented is generally required. See 47 C.F.R. § 1.1206(b)(2). Other rules pertaining to oral and written presentations are set forth in Section 1.1206(b) as well.

For further information contact Aaron Goldberger of the Common Carrier Bureau, Network Services Division, at (202) 418-1591 or agoldber@fcc.gov. The TTY number is (202) 418-0484.

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